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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants:	Greenberg, et al.	Art Unit:	3762
Application No.:	10/627,260	Examiner:	
Filed:	July 24, 2003	Confirmation No.:	7590
Docket No.:	S202-USA		
Customer No.:	28284		

For: Surgical Tool for Electrode Implantation

Commissioner for Patents  
P. O. Box 1450  
Alexandria VA 22313-1450

<p align="center"><b>Certificate of Mailing</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:</p> <p>Commissioner for Patents P. O. Box 1450, Alexandria VA 22313-1450</p> <p>on April 9, 2007</p> <p>Deanna L. Fintz</p>
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**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last); or
- ☐ under 37 CFR 1.97(c) together with either a:  
☐ Statement under 37 CFR 1.97(e), or  
☐ a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first); or
- ☐ under 37 CFR 1.97(d) together with a:  
☐ Statement under 37 CFR 1.97(e), and  
☐ a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Appl. No. 10/627,260

X Applicants submit herewith Forms PTO SB/08a and b together with copies of foreign patents, and non-patent literature of which Applicants are aware, which Applicants believe may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached reference is that they are the closest art of which Applicants are aware. Applicants submit that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

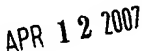
APR 09 2007

Date

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Enclosure(s): Form PTO/SB/08a and b



Approved for use through 03/31/2007. OMB 0651-0031

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Substitute for form 1449/PTO

**(Use as many sheets as necessary)**

Sheet	1	of	1
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**Complete if Known**

Application Number	10/627,260
Filing Date	July 24, 2003
First Named Inventor	Greenberg, et al.
Art Unit	3762
Examiner Name	
Attorney Docket Number	S202-USA

## U. S. PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>	
		Application Number	10/627,260
		Filing Date	July 24, 2003
		First Named Inventor	Greenberg, et al.
		Art Unit	3762
		Examiner Name	
Sheet 2	of 2	Attorney Docket Number S202-USA	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	HUSAIN, M.D., DEEBA, et al., Surgical Approaches to Retinal Prosthesis Implantation; Pages 105 - 111	

Examiner Signature		Date Considered	
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